

TOWN BOARD

The Town Board, Town of Highlands held a special meeting on Monday, December 1, 2014 at Town Hall, 254 Main St, Highland Falls, NY at 7:00pm.

PRESENT:	Mervin R. Livsey	----	Supervisor
	William Edsall	----	Council Member
	June Gunza	----	Council Member
	Justin Rider	----	Counsel
	June Patterson	----	Town Clerk
	Al Fusco	----	Engineer
	Robert Held	----	Sewer Plant Operator
ABSENT:	James Stradley	----	Council Member
	Adrienne T. Voltaire	----	Council Member

Supervisor Livsey opened the Public Hearing for the Fort Montgomery Sewer Improvement Project Funding at 7:00pm.

Public Comment

There were no comments.

Mr. Rider said that the Board will close the public hearing, but not adopt anything, tonight. Mr. Rider stated that the next step would be for a Public Interest Order. Mr. Rider suggested the Board discuss options at the sewer plant to make sure the upgrades, being made, are the best for the Town.

Supervisor Livsey said the Town needs to look at what might happen with a 2.8 million project without increasing capacity of the plant.

Mr. Fusco stated that this project doesn't increase the capacity, extends the life and performance of the plant.

Mr. Held informed the Board that the eight pump stations also need to be addressed. Mr. Held said to replace pumps, it would cost approximately \$5,000 for each pump.

Mr. Fusco said he didn't think this money could be used for pumps.

Council Member Edsall said the reserve fund could be used for the pumps.

Mr. Rider said the cost to the taxpayers would be \$397.90 if the Town qualifies for storm remediation and \$468.40 if the Town does not qualify. Mr. Rider said those numbers do not include operations.

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Supervisor Livsey questioned the cost.

Mr. Rider said that amount did include operations.

Close Public Hearing

Council Member Edsall made a motion seconded by Council Member Gunza to close the public hearing. Public hearing closed at 7:17pm.

MOTION CARRIED: **3-ayes (Livsey, Edsall, Gunza)**

0-nays

2-absent (Stradley, Voltaire)

MEETING

Sewer Plant:

Supervisor Livsey said Lise Hansen said the Town used to plow to the pump station on Oakwood Road, but stopped. The Supervisor said he spoke to Jack Stevens who informed him there was a new law that prohibited the Town from doing that.

Supervisor Livsey asked if it was stated in the easement that the Town plow that road, would it override the law.

Mr. Rider said it was a possibility if it could be shown that the Town benefits from it.

Council Member Edsall asked if Mr. Fusco had received the last study done at the Sewer Plant.

Mr. Fusco said he had not.

Council Member Edsall said he would get one to him.

Mr. Fusco stated it was his understanding that if the Town, Village and West Point were involved in the project, the larger entity would take over the debt.

Mr. Rider said the debt would still get passed back onto the customers. Mr. Rider stated that there needs to be an understanding of that number.

Supervisor Livsey asked, if someone wanted to buy the Town plant, who would get the money; the District or the Town.

Mr. Rider said he has a call into the State Comptroller's office for clarity on that question.

MOA Police Contract:

Supervisor Livsey said he reviewed the contract and doesn't see anything wrong with it. The Supervisor said Council Members Gunza and Voltaire and Mr. Rider did a great job getting it together.

Mr. Rider said there needs to be a motion to approve it and once it is signed by all parties, the changes will be put in the Collective Bargaining Agreement.

Council Member Edsall said he still has some questions and if a motion is made tonight, it will not pass.

Supervisor Livsey tabled this matter for another meeting.

Senior Dining Contract:

Supervisor Livsey has the 2015 Senior Dining Program Site Contract. The Supervisor said it is essentially the same as last year's and he would like permission to sign it.

Council Member Edsall made a motion seconded by Council Member Gunza to authorize Supervisor Livsey to sign the 2015 Senior Dining Site contract.

MOTION CARRIED: **3-ayes (Livsey, Edsall, Gunza)**
 0-nays
 2-absent (Stradley, Voltaire)

Resolution – Unsafe Buildings (Amended):

Supervisor Livsey said the resolution done at the last meeting to relevy the cost to rectify the unsafe situation at 90 Firefighter's Memorial Drive was sent back from Orange County for amendment. The Supervisor said Orange County is requesting the amount, which is \$1,250, be included in the resolution.

Council Member Edsall made a motion seconded by Council Member Gunza to adopt the new resolution to levy the cost of remediation, \$1,250, for the unsafe building to the taxes on 90 Firefighter's Memorial Drive.

RESOLUTION ADOPTED: **3-ayes (Livsey, Edsall, Gunza)**
 0-nays
 2-absent (Stradley, Voltaire)

PUBLIC COMMENT

There was no public comment.

ADJOURN

Council Member Edsall made a motion seconded by Council Member Gunza to adjourn the meeting. Meeting adjourned at 7:35pm.

RESOLUTION
OF
DECEMBER 1, 2014

A RESOLUTION ORDERING
UNSAFE BUILDING COSTS
LEVIED AGAINST PROPERTY:
90 FIREFIGHTERS MEMORIAL DRIVE

Councilman/Councilwoman **Edsall** moved the following resolution which was seconded by Councilman/Councilwoman **Gunza**.

WHEREAS, the Building Inspector of the Town, John Hager had performed an inspection of the premises located at 90 Firefighters memorial Drive, designated on the Tax Map of the Town of Highlands as Section 16, Block 1, Lot 24; and

WHEREAS, based on the inspection, the Building Inspector had recommended that the Town Board declare the premises unsafe and that the Town Board provide notice to the property owner requiring that same be repaired and secured; and

WHEREAS, the Town Board agreed with the recommendation of the Building Inspector and instituted proceedings in accordance with Chapter 88 of the Town Code to have the premises repaired and secured; and

WHEREAS, the property owner failed to comply with the order to repair and therefore the Town incurred the costs necessary to repair and secure the premises and now seeks to levy the charges thereof against the property.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Highlands Town Board hereby requests the Orange County Government relevy and include within its 2015 Warrant to the Receiver of Taxes of the Town of Highlands for the County and Town Taxes, the costs and expenses of repairing the property under the Unsafe Building Code, in the amount of \$1,250.00 as set forth in the list annexed hereto and certified as true and correct.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

James Stradley, Councilman	voting Absent
June Gunza, Councilwoman	voting Aye
Adrienne T. Voltaire, Councilwoman	voting Absent
William Edsall, Councilman	voting Aye
Mervin R. Livsey, Supervisor	voting Aye

The foregoing constitutes a true and complete copy of a resolution duly made, seconded and adopted at a special Meeting of the Town Board, Town of Highlands, on December 1, 2014.

June Patterson, Town Clerk